

**Response to Missing
Requirements Under
35 USC § 371**

Attorney Docket No.: JAMES117.001APC
First Named Inventor: Rex Allan Mason
Int'l Application No.: PCT/NZ2004/00259
US Application No.: 10/576,705
Entered National Phase: April 20, 2006
Title: ANTI FOAMING DEVICE

Direct all correspondence to Customer No.: 20995

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Mail Stop PCT

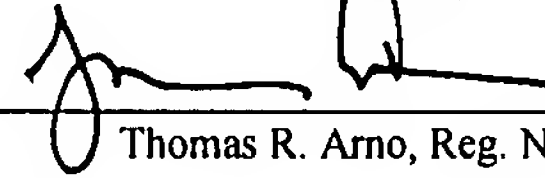
United States Patent and Trademark Office
PO Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

7/17/07

(Date)



Thomas R. Arno, Reg. No. 40,490

Applicant herewith submits to the US Designated/Elected Office (DO/EO/US) the following items and other information:

- (X) This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 USC 371.
- (X) Copy of the Notification of Missing Requirements under 35 USC 371 dated March 20, 2007.
- (X) An Oath or Declaration signed.
- (X) Petition Under 37 C.F.R. Section 1.47(b).
- (X) Statement of Facts with eleven exhibits.
- (X) Return prepaid postcard.

FILING FEES NOT YET PAID:

FEE CALCULATION				
FEE TYPE		LARGE FEE	CALCULATION	TOTAL
Late Oath/Decl.	37 CFR § 1.492(h)	1617 (\$130)		\$65
Petition Fee				\$200
2 Month Extension				\$225
			SUB TOTAL	\$490
			TOTAL FEE DUE	\$490

07/20/2007 LLANDGRA 00000030 10576705

01 FC:2617 65.00 OP
02 FC:2252 225.00 OP

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(X) A check in the amount of \$490 is enclosed to cover the above fees.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 11-1410.



Thomas R. Arno
Registration No. 40,490
Attorney of Record
Customer No. 20,995
(619) 235-8550

4019123
071607



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/576,705	Rex Allan Mason	JAMES117.001APC

20995
 KNOBBE MARTENS OLSON & BEAR LLP
 2040 MAIN STREET
 FOURTEENTH FLOOR
 IRVINE, CA 92614

INTERNATIONAL APPLICATION NO.

PCT/NZ04/00259

I.A. FILING DATE	PRIORITY DATE
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10/15/2004

10/21/2003

CONFIRMATION NO. 2092

371 FORMALITIES LETTER



OC000000022960297

Date Mailed: 03/20/2007

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 04/20/2006
- Copy of the International Search Report filed on 04/20/2006
- Copy of IPE Report filed on 04/20/2006
- Preliminary Amendments filed on 04/20/2006
- Information Disclosure Statements filed on 07/24/2006
- Small Entity Statement filed on 04/20/2006
- Request for Immediate Examination filed on 04/20/2006
- U.S. Basic National Fees filed on 04/20/2006
- Priority Documents filed on 04/20/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

CHRISTINE S WASHINGTON

Telephone: (703) 308-9140 EXT 228

PART 2 - OFFICE COPY

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10/576,705	PCT/NZ04/00259	JAMES117.001APC